

MEETINGS TO DATE 10
NO. OF REGULARS 10
NO. OF SPECIALS 0

LANCASTER, NEW YORK
MAY 18, 1981

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 18th day of May, 1981, at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
RONALD A. CZAPLA, COUNCILMAN
LEONARD E. GRZYBOWSKI, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
ROBERT W. URBAN, HIGHWAY SUPERINTENDENT
THOMAS E. FOWLER, CHIEF OF POLICE
ROBERT L. LANEY, BUILDING INSPECTOR

PUBLIC HEARINGS:

None

BID OPENINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Barnhardt for the T.V. Advisory Committee requested the Town Clerk to forward the two proposals received for a local franchise to the State Cable T.V. Commission with a request for review.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board of
the Town of Lancaster, as presented by the Town Clerk, be and hereby are
adopted.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN	BARNHARDT	VOTED YES
COUNCILMAN	BERENT	VOTED YES
COUNCILMAN	CZAPLA	VOTED YES
COUNCILMAN	GRZYBOWSKI	VOTED YES
SUPERVISOR	KEYSA	VOTED YES

~~xxxxxx~~
The resolution was thereupon unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board and the Police, Fire and Safety Committee of the Town Board, have requested the Town Board to advertise for bids to furnish one (1) New 1981 Cab Chassis/Changeover for a Town of Lancaster Emergency Medical Vehicle for use by the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders be published in the Lancaster Enterprise and be posted according to Law that the Town Board will receive bids up to 8:00 o'clock P.M., Local Time, on June 15, 1981, to furnish one (1) New 1981 Cab Chassis/Changeover for a Town of Lancaster Emergency Medical Vehicle, in accordance with specifications on file in the office of the Town Clerk, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

May 18, 1981

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Board of the Town of Lancaster, Erie County, New York, at the Town Hall, 21 Central Avenue, Lancaster, New York, up to 8:00 o'clock P.M., Local Time, on the 15th day of June, 1981, for furnishing to the Town of Lancaster, One (1) New 1981 Cab Chassis/Changeover for a Town of Lancaster Emergency Medical Vehicle for use by the Town of Lancaster. in accordance with the specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A certified check or bid bond in an amount representing five per cent (5%) of the "Gross Bid", payable to the Supervisor of the Town of Lancaster, and a Non-collusive Bidding Certificate must accompany each bid.

The Town reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster desires to protect the general health, safety and welfare of the residents of the Town of Lancaster, and

WHEREAS, Section 130(15) of the Town Law of the State of New York enables the Town to legislate to protect the general health, safety and welfare of residents of the Town, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to license and regulate the drilling and operation of gas wells, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to adopt and enact the Proposed Local Law No. 1 of the Year 1981, to be known as "Gas Wells", which reads as follows:

GAS WELLS

CHAPTER 23

GAS WELLS

PROPOSED

LOCAL LAW NO. 1

1981

A LOCAL LAW TO PROVIDE FOR THE REGULATION OF, THE ACQUISITION OF, AND DEVELOPMENT OF NATURAL GAS SUPPLIES.

- 23.1 Legislative Intent
- 23.2 Definitions
- 23.3 Gas Wells Permitted; Compliance Required
- 23.4 Restrictions
- 23.5 Prevention of Pollution and Migration
- 23.6 Drilling Practices
- 23.7 Additional Requirements
- 23.8 Restoration of Drilling Site
- 23.9 Assessed Value
- 23.10 Compliance Required for Existing Drilling Sites
- 23.11 Building Inspector to Issue Permit
- 23.12 Penalties for Offenses
- 23.13 Higher Standards to Prevail
- 23.14 Severability
- 23.15 Effective Date

Be it enacted by the Town Board of the Town of Lancaster, as follows:

23.1 Legislative Intent.

The purpose of this Local Law is to provide for the regulation of, acquisition of and development of natural gas supplies in such a manner that will protect the public health, safety and welfare of the residents of the Town of Lancaster.

23.2 Definitions.

Unless the context requires a different meaning, the words defined below shall have the following meanings when used in this Local Law.

BLOWOUT - An uncontrolled, sudden or violent escape of gas, as from a drilling well, when high-formation pressure is encountered.

- BLOWOUT PREVENTER** - A device attached immediately above the casing which can be closed and which will shut off the hole should a blowout occur.
- DRILLING COMPANY** - The person who constructs the well and conducts the drilling operations.
- GAS** - All natural gas and manufactured, mixed and by-product gas, and all other hydrocarbons not herein defined as oil or condensate.
- DRILLING SITE** - Includes the location of the drill hole for the gas well and all equipment and appurtenances, including any ponds, to be used in connection with the drilling operations for the gas well.
- LEASEHOLDER** - The person who has been granted the rights by the owner to drill into and produce or extract the gas from the premises.
- OWNER** The owner of the legal title to the premises from which the gas is to be extracted.
- PERSON** Includes any natural person, corporation, association, partnership, receiver, trustee, executor, administrator, guardian, fiduciary or other representative of any kind. The masculine gender in referring to a person includes the feminine and the neuter genders.
- STRUCTURE** Shall include, but not be limited to, any building, device, equipment, valves or piping temporarily or permanently erected at the drilling site.
- WELL** The hole which is drilled or put down for the purpose of mining for the production of natural gas. Where reference is made anywhere to the prohibition of the construction of a gas well within certain distances of specified places, such distances shall be measured from the center of the drill hole except where otherwise provided.

23.3 Gas wells permitted; compliance required.

Gas wells shall be permitted in the Town of Lancaster, whether owned by a public utility or otherwise; provided, however, that it shall be unlawful to commence drilling operations or to carry on drilling operations for gas in any manner unless there has been compliance with the provisions of this Local Law, as follows:

- A. **Permit Required.** - No gas well drilling operations or construction or excavation for a gas well site nor the erection of drilling equipment or the placing or moving of equipment to be used for construction of a gas well site on any land shall be commenced without a permit being first issued by the Town Board of the Town of Lancaster, after review by the Building Inspector or such other individual or agency as the Town Board may designate.
- B. **Application for Permit.** - An application for a permit from

the Town of Lancaster shall be made to the Town Board of the Town of Lancaster or such other individual or agency as the Board may designate from time to time.

Said application form shall require the name and address of the leaseholder, the name and address of drilling company and, if any of the foregoing is a corporation or partnership, the names and address of the partners, president and treasurer thereof and the name and address of the agent or person in charge of the drilling operations.

Submitted with, attached to and made a part of the application shall be a survey made by a surveyor or engineer licensed by the State of New York, showing by metes and bounds the premises to be drilled on, the proposed location of the well hole and any appurtenances to the gas well, including ponds, and the distance, in feet, of the said proposed location to adjoining property owners and to all buildings, structures, places of assembly, public recreational facilities, storage or repair areas, places of public travel or occupancy, rights-of-way of any public road or highway, rights-of-way of any public utility and streams, creeks, rivers, or other bodies of water which are within three hundred (300) feet of gas well site. Survey shall also show the names of all adjacent property owners and the zoning classification of these properties.

If there are no buildings, roads, and so forth, within three hundred (300) feet of the gas well site or appurtenances, including ponds, then the surveyor or engineer shall indicate that fact on the survey.

- C. Drilling Permit. - A copy of the drilling permit issued by the Bureau of Mineral Resources of the New York State Department of Environmental Conservation or its successor shall be submitted to the Town Board of the Town of Lancaster, together with the application for a permit.

- D. Permit Fee. - The application also must be accompanied by a fee of One Hundred Fifty Dollars (\$150.00) in the form of a check or money order made payable to the Town of Lancaster.

The application for the permit shall be made and signed by the leaseholder and the drilling company, with the written understanding that they have read this Local Law and understand that any violation of this Local Law is unlawful and shall constitute reason for immediate revocation of the permit and further, shall be cause for immediately enjoining and ceasing all drilling operations.

- E. The Town Board of the Town of Lancaster or such other individual or agency as the Board may designate, may require such other information as shall be deemed necessary for the proper enforcement of this Local Law.

- F. Bond Required. - The lease holder of the natural gas rights of the premises upon which the gas well is to be drilled and, if there is no leaseholder, the owner of the premises shall obtain and deliver to the Town Board of the Town of Lancaster a license and permit bond in the amount of ten thousand dollars (\$10,000.) as principal in favor of the Town of Lancaster as obligee, which bond shall ensure compliance with all parts and sections of this Local Law.

The license and permit bond shall be issued by a bonding company licensed to do business in the State of New York and shall be submitted to the Town Board of the Town of Lancaster with the application for the drilling permit. Such bond shall be conditioned upon compliance with all provisions of this Local Law, and the bond shall be made for a period of not less than one (1) year. A new bond or an extension or renewal of the original shall be furnished at the expiration of any existing bond and shall remain in effect as long thereafter as the derrick, derrick foundations, tanks, machinery, pipe or other equipment or improvements placed on the premises to drill or operate the well, including slush pots, sump pumps and ponds, are permitted to remain on the premises.

If any bond required herein lapses or becomes void for any reason, the permit issued under this Local Law shall immediately become inoperative and void until a new bond is provided or the existing bond is reinstated in full force. All bonds shall be subject to the approval of the Town Attorney as to form and sufficiency.

- G. The applicant shall also submit to the Town Board of the Town of Lancaster or such other individual or agency as the Board may designate, evidence in the form of certificates of insurance that the drilling company maintains and is carrying public liability and property damage insurance covering all drilling operations conducted by the drilling company in an amount of not less than two hundred thousand dollars (\$200,000.).
- H. Upon determination that the application is in order, that the proposed location of the gas well site complies with the restrictions set forth in §23.4, that a state permit has been issued, that a permit and license bond have been submitted and the fee has been paid and that the necessary insurance is being maintained by the drilling company, the Town Board or such other individual or agency as the Board may designate, shall issue a permit to the leaseholder and, if there is no lease holder, to the owner of the premises.
- I. Expiration of Permit. Any permit issued upon an application for same shall expire one year from the date of issuance.
- J. Renewal of Permit. Any permit holder shall apply for renewal of same at the Town Clerk's Office of the Town of Lancaster, by filing a renewal application as provided. Any substantial or material changes in the ownership or operation of the well(s) or premises shall be set out in the renewal application.

The application for renewal shall be made at least sixty (60) days prior to the expiration date of the existing permit.

The Town Clerk of the Town of Lancaster, upon receipt of any said renewal application, shall forward same to the Town Board of the Town of Lancaster for approval thereof before the renewal permit shall be issued by said Clerk.

23.4 Restrictions.

- A. No gas well shall be constructed or located nearer than two hundred (200) feet to any building, structure, area, which may be used as a place of assembly, resort, public recreation facility, storage or repair area, place of public travel or occupancy, right-of-way or any public road or highway or right-of-way of any public utility.

Use by the public shall not be construed to include use by the employees of an employer engaged in the foregoing activities.

- B. No Gas well shall be located nearer than one hundred (100) feet to the bank of any public stream, creek, river or other body of water, or within a designated floodway as identified by the HUD- Defined Flood Plain.
- C. No gas well shall be located nearer than fifty (50) feet to any adjoining or adjacent property line unless written permission is obtained from the adjoining owner and a copy of said permission is filed with the Town Board or such other individual or agency as the Board may designate.
- D. At every gas well site, there shall be available to the Town of Lancaster Fire Companies, during all drilling operations at least one (1) dry-chemical fire extinguisher of at least one hundred fifty (150) total pounds' capacity or five (5) dry-chemical fire extinguishers, each having a total of thirty (30) pounds' capacity. The extinguisher or extinguishers shall be maintained in an approved, operable manner to the satisfaction of the Fire Chiefs of the Town of Lancaster or their duly designated assistants and shall be stored a minimum distance of fifty (50) feet from the drilling head.
- E. Blowout preventers shall be activated at least once a day to ensure performance and shall be activated upon the request of the fire chiefs of the Town of Lancaster or any duly designated assistant in order to ensure performance.
- F. No blowoffs of any gas well shall be performed unless at least one (1) responsible person from the drilling company is in attendance at all times.

23.5

Prevention of pollution and migration.

- A. The drilling, casing and completion program adopted for any well shall be such as to prevent pollution. This requirement shall include the erection or construction and maintenance of adequate slush pits where necessary.
- B. Except as hereinafter provided, sufficient surface casing shall be run in all wells to extend below the deepest potable freshwater level.
- C. The drilling, casing and completion program adopted for any well shall be such as to prevent the migration of oil, gas or other fluids from one pool or stratum to another.

23.6 Rotary Tool drilling practices.

- A. On all wells where rotary tools are employed and the subsurface formations and pressures to be encountered have been reasonably well-established by prior drilling experience, the operator shall have the option of either running surface casing, as provided in §23.5B, or of cementing the production casing from below the deepest potable freshwater level to the surface. In areas where the subsurface formations and pressures to be encountered are unknown or uncertain, surface casing shall be run as provided in §23.5B.
- B. When surface casing is utilized, it shall be cemented by the pump and plug or displacement method, with sufficient cement to circulate to the top of the hole. Drilling shall not be resumed until the cement has been permitted to set in accordance with prudent current industry practices.
- C. In areas where the subsurface formations and pressures have been reasonably well established by prior drilling experience, the use of blow-out equipment shall be in accordance with the established local practice. In areas where the subsurface formations and pressures are unknown or uncertain, all rotary drilled wells shall be equipped with blowout equipment maintained in good working condition at all times as follows:
 - 1) A master gate valve or its equivalent
 - 2) A blow-out preventer;
 - 3) A flowing equipped with a shut-off valve of adequate size and working pressure.
- D. If it is elected to complete a rotary drilled well and production casing is run, it shall be cemented by the pump and plug or displacement method with sufficient cement to circulate above the top of the completion zone to a height sufficient to prevent any movement of oil, gas, or other fluids around the exterior of the production casing. In such instance, operations shall be suspended until the cement has been permitted to set in accordance with prudent current industry practices.
- E. Concrete casings shall be constructed at the site of the drill hole and shall reach the grade level of the drill hole.

23.7 Additional requirements.

- A. No gas well shall be drilled in a location that does not have adequate free access to the well site from a public highway for fire or emergency vehicles.
- B. A landscape screen planting of pine, spruce, or other conifer shall be planted adjacent to the fence required in §23.7L. Such conifers shall be planted a minimum of ten (10) feet on center and shall have a minimum height of five (5) feet when planted.

- C. After construction is complete all construction debris shall be removed and the site shall be graded back to original conditions. Any access road shall be maintained in serviceable condition and be provided with a locking gate which will prevent access to the site by unauthorized personnel.

A sign of a permanent nature no larger than four (4) square feet, shall be displayed and maintained at the gate, indicating the drilling company's name, address and telephone number(s) for day or night emergencies.

Where an access road runs from a public right-of-way, a locking gate shall be placed on the access road within twenty (20) feet of the edge of said public right-of-way.

Where an access road runs off of a private way, lane or drive, a locking gate shall be placed on the access road within twenty (20) feet of the private way, line or drive.

- D. Notice shall be given to the Building Inspector or such other individual or agency as the Board may designate and the Fire Chiefs of the Town of Lancaster, at least twenty-four (24) hours prior to fracturing and prior to any blowoffs of any well.
- E. The drilling site and gas well location shall be available for inspection at any time by the Fire Chiefs of the Town of Lancaster and by the Building Inspector.
- F. A fire department coupling with 2-1/2" National Standard threads shall be attached to the Blow-out Preventer. This connection shall be located in such a manner that a fire company may connect their hose to it unobstructed in order to pump water into the well.
- G. Conduct of the drilling operation shall be in accordance with the best accepted industry standards so as to limit nuisances inherent in the drilling operation. Specifically, noise shall be limited, and disposal of fluids at the well head shall be done in a manner to save surrounding lands and property from damage.
- H. At least two (2) hours prior to commencement of the drilling operations, the Fire Chiefs of the Town of Lancaster and the Building Inspector shall be notified by the drilling company of the exact time that drilling operations are to commence in order the the Fire Chief or his duly designated assistant and the Building Inspector shall have an opportunity to make a further inspection to determine compliance with this Local Law.

Immediately after the cement of the casing has hardened and the blowout preventer is installed, the drilling company shall again notify the Fire Chief and Building Inspector of such fact in order that the Fire Chief or his duly designated

assistant and the Building Inspector shall have an opportunity to make a further inspection to determine compliance with this Local Law and there shall be no further drilling until such inspection has been made.

Both inspections shall be made as soon as practicable, but within at least twenty-four (24) hours of notification by the drilling company.

- I. In the event that noncompliance is determined after either of the above inspections, the Building Inspector or, in his absence, the Fire Chief or his duly designated assistant shall have the authority to immediately revoke the permit.
- J. This section shall not be deemed to waive the right of the Building Inspector or the Fire Chief or his duly designated assistant from making further inspections to ensure compliance with all parts of this Local Law.
- K. The Town Clerk of the Town of Lancaster shall, within five (5) days after issuance of the permit for gas drilling in the Town of Lancaster, send notification to the New York State Department of Environmental Conservation, Bureau of Mineral Resources or its successor that such permit was issued by the Town of Lancaster stating the applicant's name and the location of the proposed drilling site.
- L. Any gas well and appurtenances thereto shall be completely enclosed by a metal security fence, six (6) feet in height with posts imbedded in concrete foundations with all gates or doors opening through such enclosure equipped with self-closing and self-latching devices designed to keep and capable of keeping gates or doors securely locked and closed at all times when such gas well is not attended by authorized personnel. All such necessary security fences shall be securely closed and locked at all times when the gas well is not attended by authorized personnel. All such necessary security fences shall be constructed and completed within ten (10) days after the completion of the drilling operations. Such gates or doors shall be securely closed and locked at all times when the gas well is not attended by authorized personnel. The fence shall be constructed by the leaseholder and, if there is no leaseholder, then by the owner or owners of the premises upon which the gas well is located. If weather conditions impair installation of permanent fencing, the driller may, with written permission from the Building Inspector, erect temporary fencing. Any such permit to delay permanent fencing shall indicate the date that the permanent fencing will be completed.

A metal sign with an emergency phone number shall be affixed to the gate.

- M. No access road to be used in connection with a gas well site shall be constructed within eight (8) feet of any adjoining property unless written permission is obtained from the adjoining owner and a copy of said permission is filed with the Building Inspector.

23.8 Restoration of drilling site.

- A. Following completion of the drilling of any gas well, all land surfaces shall be graded to the original contour and where necessary, seeded with a suitable ground cover, fertilized, mulched and maintained, all in accordance with acceptable applicable standards, in order that the property be restored as nearly as possible to the same surface conditions which existed prior to commencement of the drilling operation. Such restoration must be accomplished within thirty (30) days after removal of the drilling rig and apparatus. If weather or further construction prohibits or impairs restoration within the aforementioned time limit, the drilling company may submit a request to the Building Inspector for an extension of time to complete permanent restoration. The Building Inspector may extend the time for completion up to three (3) months from the date of the request to so extend.

23.9 Assessed Value.

For purposes of assessing the value of any gas well as licensed hereunder, the leaseholder shall annually provide the Assessor of the Town of Lancaster with the production records of each well for each and every calendar year at the same time that such records are filed with the Public Service Commission (P.S.C.).

23.10 Compliance required for existing drilling sites.

The terms and conditions of this Local Law dealing with the maintenance and operation of drilling facilities, shall, where applicable, apply to drilling sites and/or facilities operational prior to the effective date of this Local Law. Such terms and conditions shall include but not be limited to the safeguards set forth herein, together with the fencing requirements contained in §23.7L provided, however, that the time period for the installation of any such security fence, as required by the above-mentioned section, relative to existing drilling facilities shall be for a period of thirty (30) days after the effective date of this Local Law.

23.11 Building Inspector to issue permit.

Upon determination that the application is in order and conforms to the provisions of this Local Law and that a state permit has been issued and that a permit and license bond has been submitted as provided by this Local Law, the Building Inspector shall issue a permit to the leaseholder or to the owner of the premises.

23.12 Penalties for offenses.

In addition to being subject to any other legal or equitable remedies, the leaseholder of the premises upon which any violation of the provisions of this Local Law has been committed or shall exist and the general agent, drilling company, owner, contractor or any other person who knowingly commits, takes part in or assists in any such violation or who maintains any gas well or structure on the premises in or upon which any such violation shall exist, shall be guilty of a violation of this Local Law and shall be liable, upon conviction thereof, to a fine or penalty not exceeding two hundred fifty dollars (\$250.) or fifteen (15) days in jail, or both. Each operating day of drilling in violation shall be construed to be a separate offense.

23.13 Higher standards to prevail.

If any other ordinance, local law, code or state law, rule or regulation now in effect or hereafter enacted is more restrictive than this Local Law or imposes higher standards or requirements than the provisions of this Local Law, then the provisions of the higher and more restrictive requirement shall govern.

23.14 Severability.

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

23.15 Effective date.

This Local Law shall take effect after filing and publication as required by law.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster, a Public Hearing on the proposed Local Law No. 1 of the Year 1981, also known as Chapter 23 of the Code of the Town of Lancaster, entitled "Gas Wells", will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:15 o'clock P.M., Local Time on the 1st day of June, 1981, and that Notice of the time and place of such Hearing be published on May 21, 1981, in the Lancaster Enterprise Journal, being a newspaper of general circulation in said Town and posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof, and

BE IT FURTHER

RESOLVED, that the Town Clerk is directed to make copies of the proposed Local Law No. 1 of the Year 1981 available for inspection by and distribution to any person during business hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	BARNHARDT	VOTED	YES
COUNCILMAN	BERENT	VOTED	YES
COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

May 18, 1981

LEGAL NOTICE

NOTICE OF ADOPTION
TOWN LANCASTER

PLEASE TAKE NOTICE that pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 18th day of May, 1981, the said Town Board will hold a Public Hearing on the 1st day of June, 1981, at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the proposed enactment of Local Law No. 1 of the Year 1981, also known as Chapter 23 of the Code of the Town of Lancaster, entitled, "GAS WELLS", briefly described as follows:

"A Local Law to provide for the regulation of, the acquisition of, and the development of natural gas supplies."

A complete copy of the proposed Local Law No. 1 of the Year 1981, entitled, "Gas Wells", is available at the office of the Town Clerk for inspection by and distribution to any person during business hours.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore authorized and is presently operating a Hot Meals Program for the Town of Lancaster, and

WHEREAS, a new lease therefor, has been negotiated with the Lancaster Central School District for use of a portion of the Central Avenue School for the program as more particularly set forth in a copy of said lease on file with the Town Clerk, and

WHEREAS, as additional consideration for said Lease, the School Board will agree to hold an additional room (No. 106) for additional space for the program to be used at the option of the Town Board, until January 1, 1982, which option shall allow the Town of Lancaster the use of said space for an additional cost of \$1,796.00 for the period of January 1, 1982 to June 30, 1982, or for the entire year 1982, at a total additional cost of \$3,592.00;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1) That the lease of a portion of the Central Avenue School tendered by the Board of Education of the Lancaster Central School District is accepted and the Supervisor is hereby authorized and directed to execute same.

2) That the Town Attorney draw a letter agreement between the School District and the Town, giving the Town of Lancaster the option for additional space as set forth above.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, on April 6, 1981, authorized the leasing of a portion of Parcel 1, Nike Site, now Lancaster Center, Pavement Road, Town of Lancaster, New York, being approximately 2,772 square feet of the center portion of a building formerly known as Building "G", together with access thereto from existing roads and parking for the Tenant as same shall be available, to Lancaster-Depew Community Theatre, an unincorporated association, P.O.Box 101, Bowmansville, New York, subject to permissive referendum, and

WHEREAS, the Town Clerk has duly filed his affidavit that no permissive referendum petition has been received within the required period after publication of notice of adoption of said resolution subject to permissive referendum,

NOW, THEREFORE, BE IT

RESOLVED, that said lease, having been subject to permissive referendum and no petition therefor having been filed, the Supervisor be and hereby is authorized and directed to execute a lease of a portion of Parcel 1, Nike Site, now Lancaster Center, Pavement Road, Town of Lancaster, New York, being approximately 2,772 square feet of the center portion of a building formerly known as Building "G", together with access thereto from existing roads and parking for the Tenant as same shall be available, to Lancaster-Depew Community Theatre, an unincorporated association, P.O. Box 101, Bowmansville, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon ~~duly~~ unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated May 13, 1981, has requested the confirmation of two (2) new members duly elected to the membership of the Town Line Volunteer Fire Department, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the following individuals in the Town Line Volunteer Fire Department, Inc.:

Erwin Michael Meyer
1019 Bonnie Lake
Alden, New York 14004

Thomas W. Gronowski
634 Schwartz Road
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~xxx~~

The resolution was thereupon unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GRZYBOWSKI , TO WIT:

WHEREAS, certain on-site modifications in the construction of the Opera House Restoration Project have resulted in the necessity of a change order, and

WHEREAS, the Town of Lancaster's Architect has recommended such change order be accepted by the Town of Lancaster and said change order is on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute the following change order:

Change Order No. 2 - Fire Protection Contract -
Automatic Sprinkler Corporation of America

1. Move Sprinkler line in Refreshment Room to avoid conflict with lighting:	ADD \$ 217.34
2. Make changes to sprinkler system in Basement and 1st floor as discussed with Supervisor Keysa on job 4/28/81, Town will remove furred-down ceilings in 1st floor offices for access by Contractor. Contractor will install 3 pendant heads in Basement Corridor.	DEDUCT \$ 260.00
	TOTAL DEDUCT \$ 42.66
Amount of Contract prior to this Change Order	\$35,907.00
Amount of this Change Order to be deducted	- \$ 42.66
Net Amount of Contract including this Change Order	\$35,864.34

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

duxx

The resolution was thereupon unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Assistant Building Inspector of the Town of Lancaster has requested authorization and expense reimbursement for attendance at three (3) one-day seminars for Building Officials held at Penfield, New York on March 24th, March 31st, and April 7th, 1981,

NOW, THEREFORE, BE IT

RESOLVED, that the attendance of JEFFREY H. SIMME, Assistant Building Inspector of the Town of Lancaster at said seminars on March 24th, March 31st, and April 7th, 1981, be and is hereby authorized, and

BE IT FURTHER

RESOLVED, that expense reimbursement for all ordinary and necessary expenses be and is hereby authorized in an amount not to exceed \$107.10, to be paid upon presentation of a properly itemized voucher.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duky~~
The resolution was thereupon unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Recreation Department of the Town of Lancaster will
require certain sporting goods and athletic equipment for the operation of
the Recreation Program during the year 1981, which may reasonably be expected
to exceed the sum of \$3,500.00, and

WHEREAS, it is in the public interest that sealed bids for the
purchase of such supplies and equipment be invited.

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders, in form attached hereto and made
a part hereof, be published in the Lancaster Enterprise Journal and be posted
according to law, that the Town Board will receive bids up to 8:00 o'clock
P.M., Local Time, on June 1, 1981, for the purchase of sporting goods and
athletic equipment for the Recreation Department of the Town of Lancaster in
accordance with specifications on file in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duh~~
The resolution was thereupon unanimously adopted.

May 18, 1981

LEGAL NOTICE
NOTICE TO BIDDERS
TOWN OF LANCASTER

Sealed bids will be received and publicly opened by the Town Board of the Town of Lancaster at 8:00 o'clock P.M., Local Time, June 1, 1981, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purchase of sporting and athletic equipment for the Recreation Department of the Town of Lancaster.

Specifications for such sporting and athletic equipment are on file with and may be obtained from the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

The Town Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GRZYBOWSKI , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 11,912 to 11,980 Incl.	\$96,634.29
Highway Fund	No. 502 to 524 Incl.	\$17,438.58
Special District Fund	No. 514 to 516 Incl.	\$10,828.52
Trust & Agency Fund	No. 484 to 485 Incl.	\$ 925.00
Federal Revenue Sharing Fund	No. 105 to 112 Incl.	\$ 1,885.78
Capital Fund	No. 516 to 520 Incl.	\$61,575.71
Community Development	No. 1,058 to 1,059 Incl.	\$ 4,041.22

and,

BE IT FURTHER

RESOLVED, that the claim of Robert D. Spence, Inc. for \$3,756.22,
dated April 16, 1981, and the claim of M.C. Morgan Contractors, Inc., dated
May 8, 1981, in the amount of \$285.00, be and is hereby approved and the
Supervisor be and is hereby ordered to submit these claims to the Community
Development Program for reimbursement.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~

The resolution was thereupon unanimously adopted.

May 18, 1981

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN CZAPLA , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GRZYBOWSKI TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
61	P & S Drilling Inc.	207 Schwartz Rd.	ER. GAS WELL
62	Kidd-Kott Const.	Como Park & Transit	ER. CONCRETE BLK. PUB. GARAGE
63	High Counts Devel.	5340 William	ER. POOL AND STORAGE SHED
64	Josela Enter.	9 Squirrel Run.	ER. FR. SIN. DWLG, PVT. GARAGE
65	Herbert Speckard	3 Idlebrook Ct.	EXT. FR. SIN. DWLG
66	Carolyn O'Connell	42 Deerpath	ER. FENCE
67	Walter Hanel	142 Pavement Rd.	ALT. FR. SIN. DWLG
68	Chas. Haas	17 Rollingwood Dr.	EXT. FR. SIN. DWLG
69	Josela Enter.	36 Petersbrook Cir.	ER. FR. SIN. DWLG, PVT. GARAGE
70	Edward C. Hart	6 Nichter Rd.	ER. PATIO
71	John A. Renkas	51 Schlemmer Rd.	ER. FR. BRK. VEN. SIN. DWLG
72	David Lazarski	34 Rollingwood Dr.	ER. POOL

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

***x

The resolution was thereupon unanimously adopted,

May 18, 1981

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT, , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster heretofore on the 1st day of June, 1964 adopted a resolution setting forth the requirement that an applicant for a permit for a public display of fireworks file with the Town of Lancaster an adequate bond in a sum not less than \$5,000. (five thousand dollars), and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to amend said resolution by making provision therein for the acceptance of an Indemnity Insurance Policy in lieu of the aforesaid Bond,

NOW, THEREFORE, BE IT

RESOLVED, that the first resolve of a resolution adopted on June 1, 1964 providing for the filing of a \$5,000. (five thousand dollar) Fireworks Permit Bond with the Town of Lancaster be and is hereby amended by addition of the following:

"In lieu of such bond, the 'Permit Authority' may accept a \$1,000,000.00 Indemnity Insurance Policy, with liability coverage and indemnity protection written in the name of the Town of Lancaster as insured or wherein the Town of Lancaster is named as an additional insured on an existing Indemnity Insurance Policy, with liability coverage and indemnity protection equivalent to the terms and conditions upon which the aforesaid bond is predicated".

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

dux

The resolution was thereupon unanimously adopted.

May 18, 1981

Councilman Grzybowski requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GRZYBOWSKI , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, the Supervisor by letter dated May 15, 1981, has requested an amendment to the Highway Budget of the Town of Lancaster for the Year 1981,

NOW, THEREFORE, BE IT

RESOLVED, that the following amendments to the adopted 1981 Highway Budget be and are hereby effected:

Page 26 - Summary

Increase Item 1 appropriations from \$244,330.00 to \$294,545.00
Decrease Item 3 appropriations from \$104,135.00 to \$102,653.00
Decrease Item 4 appropriations from \$320,024.00 to \$283,902.00
Increase Total Budget Appropriations
from \$791,223.00 to \$803,834.00
Increase Estimated Revenues, Item 4,
from \$125,734.00 to \$138,345.00
Increase Total Estimated Revenues
from \$156,342.00 to \$168,953.00

Page 27 - DS2801 - Interfund Reimbursement for Expenses

Add Capital Account \$ 12,611.00
Increase Total Item 4 from \$125,734.00 to \$138,345.00

Page 28 - DR5110 Repairs and Maintenance (Item 1)

Increase .1 (Personal Services) from \$118,897.00 to \$169,112.00
Increase total appropriation Item 1,
from \$244,330.00 to \$294,545.00

Page 29 - DM5130 Machinery (Item 3)

Decrease .1 (Personal Services from \$ 33,280.00 to \$ 22,298.00
Increase .2 (Equipment) from \$ 11,625.00 to \$ 21,125.00
Decrease total appropriation Item 3,
from \$104,135.00 to \$102,653.00

Page 29 - DS5142 Miscellaneous (Snow Removal, Item 4)

Decrease .1 (Personal Services, Snow
Removal) from \$124,309.00 to \$100,416.00
Decrease .1 (Personal Services, charges
to other funds) from \$ 78,000.00 to \$ 65,771.00
Decrease total Personal Services
from \$202,309.00 to \$166,187.00

Page 30 -

Decrease total appropriations Item 4,
from \$320,024.00 to \$283,902.00

Page 30 - DE 5150 Improvement Program (Item 5)

Increase .1 (Personal Services) from \$ 13,000.00 to \$ 16,500.00
Decrease .404 (Rentals) from \$ 7,700.00 to \$ 4,200.00
Decrease total .4 Contractual Expenses
from \$ 64,700.00 to \$ 61,200.00

Total appropriations remain unchanged.

and,

BE IT FURTHER

RESOLVED, that the Highway Superintendent of the Town of Lancaster be and is hereby authorized to hire, into the service of the Highway Department of the Town of Lancaster, six (6) temporary laborers for a period of ten (10) weeks, to be compensated at a rate of \$3.50 per hour, the maximum expenditure for the six individuals for the ten week period authorized in an amount not to exceed \$8,400.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~
The resolution was thereupon unanimously adopted.

May 18, 1981

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution-

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, Krehbiel Associates, Inc., by letter dated May 15, 1981, has offered to perform certain Property Survey and Topographical Survey work for the Town of Lancaster within a proposed roadway at the Sievenpiper Industrial Park off Walden Avenue,

NOW, THEREFORE, BE IT

RESOLVED, that the letter offer of Krehbiel Associates, Inc, dated May 15, 1981, to prepare a Property Survey for a proposed Town Right-of-Way, within Sievenpiper Industrial Park, for the sum of \$800.00, and a Topographical Survey of existing pavement, ditches, storm pipes, utility lines, etc. for an additional \$800.00 be and is hereby accepted.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duky~~
The resolution was thereupon unanimously adopted.

May 19, 1981

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated May 8, 1981, has requested authorization for the Youth Bureau Chairman and the Executive Director to attend the Western New York Association of Youth Boards and Youth Bureaus Seminar to be held at Orchard Park, New York on May 20, 1981, and

WHEREAS, by letter dated same date, has requested authorization for the same persons to attend the Buffalo Division for Youth at their Third Annual Awards Dinner at Buffalo on May 29, 1981, and

WHEREAS, by letter dated May 14, 1981, has requested authorization for the Executive Director, Youth Counselor, and Outreach Worker to attend a "Adolescents in Crisis; Runaway and Homes Youth" Conference to be held at Buffalo on June 10, 1981,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

Section 1: That Anthony D'Amore, Youth Bureau Chairman, and Mary Lucariello, Youth Bureau Executive Director, be and are hereby authorized to attend the Western New York Association of Youth Boards and Youth Bureaus Seminar with expense reimbursement not to exceed \$10.00 per person.

Section 2: That Anthony D'Amore, Youth Bureau Chairman, and Mary Lucariello, Youth Bureau Executive Director, be and are hereby authorized to attend the Buffalo Division for Youth Dinner with expense reimbursement not to exceed \$13.00 per person.

Section 3: That Mary Lucariello, Youth Bureau Executive Director, John Trojanowsky, Youth Counselor, and David Parra, Outreach Worker, be and are hereby authorized to attend the "Adolescents in Crisis; Runaway and Homeless Youth" Conference with expense reimbursement not to exceed \$12.50 per person.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

duly
The resolution was thereupon unanimously adopted.

May 18, 1981

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town of Lancaster presently has given authorization to the Erie County Office of Community Development to process applications for assistance from the Town of Lancaster's Community Development Block Grant Funds, for persons who must tie into a newly available sewer, in the straight amount of \$600.00 for those meeting certain economic criteria, and

WHEREAS, more individuals could benefit from this program if the Town Board would opt to provide a lesser amount (\$300.00) to those households where the annual income exceeds 50% of this federal median income level,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Erie County Office of Community Development to process Community Development Block Grants for persons who must tie into newly available sewers within the Town of Lancaster, the amount herein authorized to be provided being \$300.00 to those households where the annual income exceeds 50% of median income level to a maximum of 80% of median income.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~

The resolution was thereupon unanimously adopted.

May 18th, 1981

STATUS REPORT ON UNFINISHED BUSINESS:1. Dumping Permit Application - Walt's Tree Service

On April 16, 1981 the Planning Board recommended denial of this application. On April 20, 1981 the Town Board returned this application to the Planning Board for further review and recommendation.

2. Grade Crossings, Maple Drive Signalization

On February 4, 1980, the N.Y.S. Dept. of Transportation acknowledged receipt of the Town Board resolution requesting signalization of this crossing and forwarded it to Albany Railroad Safety Section for review.

3. Preferential Rights, Erie Lackawanna R.R.

On March 16, 1981, the Town Board adopted a resolution authorizing the Supervisor to enter into a purchase agreement for the right-of-way.

4. Public Improvement Permit Authorization, Countryside Subdivision, Phase 1 (Josela)

The Town Board on October 1, 1979 authorized the issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.

5. Public Improvement Permit Authorization, Country View East Subdivision, Phase 1 (Marrano)

On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 21, 1981.

6. Public Improvement Permit Authorization, Heritage Hills Subdivision, Phase 1

The Town Board authorized issuance of P.I.P. No. 69 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.

7. Public Improvement Permit Authorization, Woodview Estates Subdivision

The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision. At the Town Board meeting of May 18, 1981 the Building Inspector was directed to inform the developer to complete the required sidewalks within this subdivision.

8. Special Use Permit, Brink's Motors, Incorporated

On March 2, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

9. Subdivision Approval, Countryside East

On January 15, 1979, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

10. Subdivision Approval, Lancaster Industrial Commerce Center
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of the Water, Sanitary Sewer and Drainage District applications.
11. Traffis Study, Central Avenue and Columbia Avenue Intersection
On September 4, 1980, the County Dept. of Highways requested a report of all accidents at this intersection for the past three years. On October 8, 1980, the Town Clerk provided the County with the required report data.
12. Traffic Study, Green Arrows at Central and Walden Avenues
On March 20, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that green arrows will be installed at this intersection.
13. Traffic Study, Speed Reduction on Forton Drive
On April 28, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that a 40 M.P.H. order is being issued for Forton Drive.
14. Traffic Study, Speed Reduction on William Street
On September 9, 1980, the N.Y.S. Dept. of Transportation notified the Town Board that this study was under way.
15. Rezone Petition, Josela Enterprises Inc.
On May 18, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

None

COMMUNICATIONS:DISPOSITION

408. Town Clerk to Supervisor -
Monthly report for April 1981.
409. Town Clerk to Town Board -
Resume of actions taken in regards to Town
Board meeting held 5/4/81.
410. Lancaster National Speedway to Town Clerk -
Application for Fireworks Permit.
411. Cable TV Committee Chairman to Committee
Members -
Notice of meeting to be held 5/12/81 at
Town Hall to consider proposals.
412. Dog Control Officer to Town Board -
Monthly report for April 1981.
413. Cornell University to Supervisor -
Brochure and application for "Computers
and Local Governments" course to be held
7/15-17/81 at Ithaca.
414. Shelgren & Marzec to Supervisor -
Transmittal of Change Order - Fire
Protection Contract regarding Town Hall
Opera House Restoration Project.
415. Newspaper Clipping -
Public Notice of Conrail filing System
Diagram Map with Interstate Commerce
Commission.
416. County Dept. of Public Works, Div. of Highways,
to Supervisor -
Information regarding posting of Harris Hill
Rd.
417. Conrail to Supervisor -
Notification that query regarding Erie R.R.
line has been forwarded to Bethlehem, PA.
418. County Consortium Employment and Training
Services to Supervisor -
News Release regarding Extended Summer Youth
Program Application Pick-Up.
419. Supervisor to Town Board -
Transmittal of article regarding building
regulations, zoning ordinances and permit
processing as it applies to new housing.
420. Receiver of Taxes to Town Board -
Report of 1981 taxes collected as of
4/31/81.
421. Nixon, Hargrave, Devans & Doyle, Attorneys
to Town Clerk -
Transmittal of Appearance and Complaint
Objecting to Tentative Special Franchise
Assessments of National Fuel Gas Supply
Corp.
422. Nixon, Hargrave, Devans & Doyle, Attorneys
to Town Clerk -
Transmittal of Appearance and Complaint
Objecting to Tentative Special Franchise
Assessments of National Fuel Gas Supply
Corp.

R & F

R & F

TOWN CLERK FOR
SUSPENDED RESOLUTION

R & F

R & F

R & F

R & F

R & F

HIGHWAY SUPT.
CHIEF OF POLICE

R & F

R & F

R & F
PLANNING BOARD

R & F

R & F

R & F

COMMUNICATIONS:DISPOSITION

423. Drug Abuse Prevention Council to Town Board -
Minutes from meeting held 3/12/81.

R & F

424. Property Manager to Town Board -
List of Items recommended for auction
on 6/13/81.

TOWN CLERK
PROPERTY MANAGER
HIGHWAY SUPT.

425. Town Attorney to State Dept. of Audit &
Control -
Transmittal of Application to create
Sanitary Sewer District.

R & F

426. Town Attorney to State Dept. of Audit &
Control -
Transmittal of Application to create
Water District.

R & F

427. Town Attorney to State Dept. of Audit &
Control -
Transmittal of Application to create
Drainage District.

R & F

428. Highway Supt. to Town Board -
Request confirmation by resolution of
of purchase of portable concrete mixer.

TOWN CLERK FOR
RESOLUTION 6/1/81

429. Highway Supt. to Town Board -
Transmittal of specs for a Pick Up
Truck and Van.

ATTORNEY
HIGHWAY SUPT.

430. Town Attorney to Town Board -
Comments regarding LVAC's inquiry regarding
acquisition of new ambulance.

AMBULANCE BOARD

431. Supervisor to N.Y.S. Thruway Authority -
Notification that Town Board has no
objection to proposed water service at
Clarence Service Area.

R & F

432. Building Inspector to Town Board -
Request that Police Car #22 be retained
from auction for use by Building Dept.

PROPERTY MANAGER
TOWN CLERK
ATTORNEY

433. CSEA to Supervisor -
Request for commencement of negotiations.

HIGHWAY SUPT.

*434. See end of communications.

435. Supervisor to Governor -
Comments regarding proposed 6% limit on
local government spending.

R & F

436. Independence Day Committee to Supervisor -
Request for participation on July 4th.

R & F

437. Youth Bureau to Supervisor -
Request permission for Ex. Dir. and Chairman
to attend dinner meeting at Orchard Park.

TOWN CLERK FOR
SUSPENDED RESOLUTION

438. Gordon & Broderick Assoc. to Town Clerk -
Transmittal of Plot Plan for Lancaster
Industrial Commerce Center.

SUPERVISOR

439. Supervisor to Town Board -
Request input regarding financial
assistance for sewer tap-ins.

TOWN CLERK FOR
SUSPENDED RESOLUTION

440. Lancaster Leisure, Inc. to Supervisor -
Request for Special Use Permit for musical
function to be held at Lancaster Speedway
on 7/5/81.

ATTORNEY FOR REPLY

COMMUNICATIONS CONT'D.:DISPOSITION

441. Marrano Corp. to Supervisor - Request for one year delay in construction of detention basin on Lancaster H.S. property.	<u>SUPERVISOR</u>
442. New York Land Institute to Supervisor - Notice of Buffalo session for the "SEQR Expert and Novice, 1981" to be held 6/4/81.	<u>DEPUTY TOWN ATTORNEY</u>
443. Supervisor to County Dept. of Environment and Planning - Request for determination on areas in Town for qualification under low/moderate income criteria - 1981 CD Block Grant Application.	<u>R & F</u> <u>RECREATION COMM.</u>
444. Chief of Police to Chair., County Legislature - Notice that no input will be given regarding proposed Major Cases Squad.	<u>R & F</u>
445. State Dept. of Audit and Control to Town Attorney - Notice of receipt of four Special District Applications.	<u>R & F</u>
446. Youth Bureau to Town Board - Minutes from meeting held 3/19/81.	<u>R & F</u>
447. Cable TV Advisory Committee to Town Board - Minutes from meeting held 5/12/81.	<u>R & F</u>
448. Recreation Commission to Town Board - Transmittal of specs for sporting and athletic equipment for bid opening on 6/1/81.	<u>R & F</u>
449. Building Inspector to Town Board - Report on building permits for single family dwellings issued by four County communities.	<u>R & F</u>
450. Planning Board to Town Board - Minutes from meeting held 5/6/81.	<u>R & F</u>
451. Walter J. Floss, Jr., Senator, to Supervisor - Expression of appreciation for testimony at hearing.	<u>R & F</u>
452. Town Engineers to Town Board - Notification that all requirements for Woodview Subdivision have been met.	<u>R & F</u> <u>BUILDING INSPECTOR</u> <u>HIGHWAY SUPERINTENDENT</u>
453. Youth Bureau to Supervisor - Request authorization for Ex. Dir., Youth Counselor and Outreach Worker to attend seminar to be held at Buffalo on 6/10/81.	<u>TOWN CLERK FOR</u> <u>SUSPENDED RESOLUTION</u>
454. Highway Supt. to Town Board - Notice of completion of repair work on Impala Parkway.	<u>R & F</u>
455. Town Engineers to Town Board - Transmittal of proposal regarding Sievenpiper Industrial Park.	<u>TOWN CLERK FOR</u> <u>SUSPENDED RESOLUTION</u>
456. Town Line Vol. Fire Dept., Inc. to Town Board - Request confirmation of two new members to active roster.	<u>R & F</u>

COMMUNICATIONS CONT'D.:DISPOSITION

457. LVAC to Supervisor -
Transmittal of revised specifications for
Ambulance #800 Chassis Changeover.

TOWN CLERK

458. Town Clerk to Chair., Planning Board -
Transmittal of rezone petition of Josela
Enterprises, Inc.

R & F

*434. Erie County Legislature to Supervisor -
Request input regarding formation of a
Major Cases Squad.

R & F

The Supervisor requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED.

459. Supervisor to Town Board -
Recommendation of amendments to Highway
Dept. Budget and request for hiring of
six temporary employees.

TOWN CLERK

460. Ernest A. Holfoth, CPCU, ARM to Town Clerk -
Updated and amended proposal letter for
consulting services.

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN
AND CARRIED, the meeting was adjourned at 10:45 P.M. out of respect to:

JAMES METZGER

AL SLAGOR

JOHN CARLSON

MARVIN GERMAIN

Signed

Robert P. Thill

Robert P. Thill, Town Clerk